

1 FILED \_\_\_\_\_ ENTERED \_\_\_\_\_  
2 LODGED \_\_\_\_\_ RECEIVED \_\_\_\_\_

3 DEC - 1 2006

4 AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON DEPUTY

5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

7 GARNER SMITH,

8 Plaintiff,

9 v.

10 HOME DEPOT, USA, INC.,

11 Defendant..

Case No. C05-1659P

ORDER OF DISMISSAL

12  
13 Counsel having notified the court of the settlement of this case, and it appearing that no  
14 issue remains for the court's determination,

15 IT IS ORDERED that this action and all claims asserted herein are DISMISSED with  
16 prejudice and without costs to any party.

17 In the event that the settlement is not perfected, any party may move to reopen the case,  
18 provided that such motion is filed within 30 days of the date of this order. Any trial date and pretrial  
19 dates previously set are hereby VACATED.

20 IT IS SO ORDERED this 30 day of November, 2006.

21 

22 Marsha J. Pechman  
United States District Judge

23 05-CV-01659-ORD

24 ORDER OF DISMISSAL  
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